REPUBLIKA NG PILIPINAS SANGGUNIANG PANLUNGSOD LUNGSOD NG ORMOC

ICE MAYOR'S OFFICE DATE:

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE SANGGUNIANG PANLUNGSOD SESSION HALL, ORMOC CITY HALL BUILDING

ON SEPTEMBER 14, 2021

PRESENT:

Leo Carmelo L. Locsin, Jr. Benjamin S. Pongos, Jr., Roiland H. Villasencio, Tomas R. Serafica, Nolito M. Quilang, Eusebio Gerardo S. Penserga, Jasper M. Lucero, Peter M. Rodriguez, Vincent L. Rama, Gregorio G. Yrastorza III, Lalaine A. Marcos, Esteban V. Laurente,

City Vice Mayor & Presiding Officer SP Member, Majority Floor Leader SP Member, 1st Asst. Majority Floor Leader SP Member, Presiding Officer "Pro-Tempore" SP Member, 2nd Asst. Majority Floor Leader

SP Member

SP Member

SP Member

SP Member

SP Member

SP Member

Ex-Officio SP Member, Chapter President, Liga ng mga Barangay ng Ormoc

pie C. Simbajon, Ex-Officio SP Member, Chapter President, Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc Joan Marbie C. Simbajon,

RESOLUTION NO. 2021-258

A RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ/OIC CITY MAYOR/ ACTING CITY MAYOR TO ENTER INTO AND SIGN THE CONTRACT TO BMY AND SELL AND THE DEED OF ABSOLUTE SALE SUBSEQUENT THERETO RELATIVE TO ACQUISITION OF THE THE LOTS AFFECTED BY PROPOSED BARANGAY MATICA-A BARANGAY SITE/GOVERNMENT CENTER.

WHEREAS, this Fifteenth Sangguniang Panlungsod was in receipt of an Indorsement dated December 4, 2020 from the Office of the City Mayor, endorsing a request for the issuance of a resolution granting authority to the City Mayor Richard I. Gomez or the Acting City Mayor to enter into and sign the Contract to Buy and Sell and the Deed of Absolute Sale subsequent thereto relative to the acquisition of the lots affected by the proposed Barangay Matica-a Barangay Site/Government Center, copies of the Contract to Buy and Sell and the Deed of Absolute Sale are hereto attached as "ANNEX A" and made an integral part hereof;

WHEREAS, Section 17 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, mandates the local government units to exercise such other powers and discharge such other functions and responsibilities as are necessary, appropriate, or incidental to efficient and effective provisions of the basic services and facilities;

WHEREAS, in an Opinion dated August 17, 2021, the City Legal Office finds nothing legally objectionable in the said Contracts and that the same are not contrary to law, morals, public order, or public policy much less detrimental to the best interest of Ormoc City, a copy of the Opinion is hereto attached as "ANNEX B" and made an integral part hereof;

WHEREAS, Extrajudicial Settlement and Partition of the Estate of Spouses Aligway and the Extrajudicial Settlement of the Estate of Ciriaco Diasalo and Quintillana Arcayos had been executed by the heirs on April 14, 2010 and November 10, 2014 respectively, copies of the Extrajudicial Settlement are hereto attached as "ANNEX C" and made an integral part hereof;

WHEREAS, the lots subject of the sale are identified as Lot No. 8702-E and 8702-F covered by TCT No. 121-4234 under the name of Teresita A. Cabalejo, Beatriz Aligway, and Marlon Aligway; and Lot No. 8697 covered by TCT No. 9468 under the name of Ma. Cristina A. Diasolo both located in Brgy. Matica-a, Ormoc City, copies of the TCT are hereto attached as "ANNEX D" and made an integral hereof;

WHEREAS, in a Memorandum issued by the Appraisal Committee dated December 2, 2020 the recommended appraised value of the aforesaid lots should not be more than Eight Hundred Pesos (Php 800.00) per square meter, a copy of the Memorandum is hereto attached as "ANNEX E" and made an integral part hereof;

WHEREAS, the Contract Price for the aforesaid lots are Eight Hundred Pesos (Php800.00) per square meter or the total sum of Four Million Five Hundred Twenty-Four Thousand Pesos (Php4,524,000.00) for Five Thousand Six Hundred Fifty-Five (5,655) square meters of Lot No. 8702-E and Lot No. 8702-F; and Six Hundred Seventy-Eight Thousand Four Hundred Pesos (Php678,400.00) for Eight Hundred Forty-Eight (848) square meters of Lot No. 8697;

WHEREAS, the Office of the City Engineer has forwarded a copy of the Sketch Plan of the aforementioned parcels of land which are the subject matter of such Contract to Sell and the Deed of Sale subsequent thereto situated in Barangay Matica-a, a copy of the said Sketch is hereto attached as "ANNEX F" and made an integral part hereof;

WHEREAS, the said purchased properties shall be considered as forming part of the properties of the City for public use pursuant to the applicable provisions of the Civil Code;

WHEREAS, this Sanggunian, after thorough examination of the aforementioned request by the City Mayor, in addition to finding the price on the Contract as just, fair and reasonable, additionally finds that: the same is not contrary to law, existing contract, public policy, customs and morals; is reasonable and in order; the same is entered into for the best interests of the City; and, finally, that the granting of the authority for the purchase of the aforementioned parcels of land, among other lawful purposes, facilitates the ongoing developmental progress of the City and henceforth, deserving of this august Body's prompt and favorable consideration;

WHEREFORE, on joint motion of SP Member Roiland S. Villasencio, Chairperson, Committee on Public Properties and SP Member Benjamin S. Pongos, Jr., Chairperson, Committee on Laws and Ordinances, severally seconded by SP Members Tomas R. Serafica, Gregorio G. Yrastorza III, Esteban V. Laurente, Peter M. Rodriguez, Jasper M. Lucero, Vincent L. Rama and Lalaine A. Marcos; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR TO ENTER INTO AND SIGN THE CONTRACT TO BUY AND SELL AND THE DEED OF ABSOLUTE SALE SUBSEQUENT THERETO RELATIVE TO THE ACQUISITION OF THE LOTS AFFECTED BY THE PROPOSED BARANGAY MATICA-A BARANGAY SITE/GOVERNMENT CENTER;

Res. No. 2021-258

ADOPTED, September 14, 2021.

RESOLVED FURTHER, that copies of the final notarized Contracts be submitted to this Sanggunian for its information and files;

RESOLVED FINALLY, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez; the City Administrator, Mr. Vincent L. Emnas; the City Legal Officer, Atty. Josephine Mejia-Romero; the City Planning & Development Officer, Engr. Raoul E. Cam; the City Engineer, Engr. Ranulfo D. Oliveros; the City Assessor, Engr. Arthur C. Arcuino; Teresita A. Cabalejo, Beatriz Aligway; Marlon Aligway; Ma. Cristina A. Diasolo; the City Local Government Operations Officer-DILG; and other offices concerned for their information and guidance;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above resolution.

MARIA ANTONIETA G. CO HAT Secretary to the

Sangguniang Panlungsod

ATTESTED:

LEO CARMELO L. LOCSIN, JR.

City Vice Mayor & Presiding Officer

CONTRACT TO SELL

KNOW ALL MEN BY THESE PRESENTS:

This contract is made and entered into by and among:

MA. CRISTINA A. DIASOLO, Filipino, of legal age, and resident of Barangay Matica-a, Ormoc City, hereinafter referred to as the VENDOR; and

THE LOCAL GOVERNMENT UNIT OF ORMOC CITY (LGU ORMOC), a juridical entity created under the laws of the Philippines, represented by the Mayor, RICHARD I. GOMEZ, DPA, hereunder referred to as the VENDEE:

-WITNESSETH, THAT:

WHEREAS, the VENDOR owns a portion of parcel of land located in Barangay Malica-a;

WHEREAS, the VENDEE has offered to buy a portion of the said property totaling an area of EIGHT HUNDRED FORTY EIGHT (848) SQUARE METERS, which offer the VENDOR has accepted under the following terms and conditions:

The lot subject of the sale is hereunder identified as:

Lot No .:

8697

Area (based on title):

16,513 square meters;

Transfer Certificate of Title No.:

9468

Location:

Brgy. Matica a, Ormoc

- 2. The Contract Price is EIGHT HUNDRED PESOS (PHP 800.00) per square meter or the total sum of SIX HUNDRED SEVENTY EIGHT THOUSAND FOUR HUNDRED PESOS (Php 678,400.00) for EIGHT HUNDRED FORTY (848) SQUARE METERS of the property net of capital gains taxes, documentary stamp taxes, notarial fee, registration fee and all expenses necessary and incidental to the transfer of the titles of the property to the name of the VENDEE.
- The properly to be acquired by the VENDEE is that identified as Lot No. 8697 as indicated in the Sketch Nan attached as Annex "A" and made an integral part hereof;
- 4. The consideration of this Contract shall be paid in accordance with the following schedule:
 - That upon signing of this Contract, the VENDEE shall process the disbursement voucher(s) for the release of the amount due under this contract, in accordance with the following schedule of payment:

TRANCHE	DATE OF PAYMENT	AMOUNT TO BE PAID
1st		Php 226,133.35
2 nd		Php 226,133.35
3rd		Php 226,133.35

- Upon receipt of the 1st tranche, the VENDOR shall deliver to the VENDEE the documents showing payment of estate taxes on the estates of Ciriaco Diasolo and Quintillana Arcayos;
- c. The 2nd tranche shall be released only upon submission by the VENDOR of the E-Certificate Authorizing Registration by the Bureau of Internal Revenue from the registered owners to the VENDOR herein. Upon receipt of the 2nd tranche of the Contract Price, the VENDOR shall sign and execute a Deed of Absolute Sale over the property subject of this contract in favor of the VENDEE, and the acknowledgment receipt of total amount;

Upon execution of the Deed of Absolute Sale, the VENDEE shall pay capital gains and documentary stamp taxes on the sale and disposition of the property. Upon release to the VENDEE of the E- Certificate Authorizing Registration (ECAR) issued by the BIR

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on the sale of a portion of the interests of the VENDOR, the owner's copy of the title shall be delivered to the VENDEE to effect the actual transfer of title to the City;

- d. The amount for the third (3rd) tranche shall be paid by the VENDEE to the VENDOR after the present transaction is annotated on the owner's and Register of Deeds copy of the title;
- 5. VENDEE shall entitled to enter and take and possession of the property subject of this agreement, upon execution hereof;
- VENDOR shall provide all the documents necessary for the transfer of the title from the registered owner of the property, to the name of the VENDEE;
- 7. The VENDOR represents that she is disposing her ideal share on the property and undertakes that no co- heir is prejudiced by this conveyance.

IN WITNESS WHEREOF, the parties have hereunto affixed their signatures this in Ormoc City.

MA. CRISTINA A. DIASOLO

LGU-ORMO CITY Bv:

RICHARD I. GOMEZ, DPA

Signed in the prese	ence of and Pa	rties personal	ly known to the	witnesses:	
	_				
	ACKNOV	VLEDGEMEN	IT		
Republic of the Philippines) Ormoc City	S.S				
BEFORE ME, a Notary Public appeared the above named po and photograph, to wit,	o for and in the ersons with the	City of Ormo	oc , thisidentification b	, 2021 person earing their signatu	ally ires
Name RICHARD I. GOMEZ MA. CRISTINA A. DIASOLO	Identifica	ation	Date/P	lace Issued	
Personally known to the witne foregoing instrument and they and deed.					
This instrument, consisting of is written, has been signed on parties and their witnesses, an	the left margin	of each and	every page the		
WITNESS MY HAND AND SE	AL on this	day of	2021 at	Ormoc City, Leyte.	
Doc No;					
Page No;					00

Series of 2021.

CONTRACT TO SELL

KNOW ALL MEN BY THESE PRESENTS:

This contract is made and entered into by and among:
TERESITA A. CABALEJO, Filipino, of legal age, and resident of;
BEATRIZ ALIGWAY, Filipino, of legal age, and a resident of;
MARLON ALIGWAY, Filipino, of legal age, and a resident of;
hereinafter referred to as the VENDORS; AND

THE LOCAL GOVERNMENT UNIT OF ORMOC CITY (LGU ORMOC), a juridical entity created under the laws of the Philippines, represented by the Mayor, RICHARD I. GOMEZ, DPA, hereunder referred to as the VENDEE;

-WITNESSETH, THAT:

WHEREAS, the VENDORS own a portion of parcel of land located in Barangay Matica-a;

WHEREAS, the VENDEE has offered to buy a portion of the said property totaling an area of SEVEN THOUSAND FIVE HUNDRED FORTY (7,540) SQUARE METERS, which offer the VENDORS have accepted under the following terms and conditions:

1. The lot subject of the sale is hereunder identified as:

Lot No .:

8702

Area (based on title):

19,239 square meters;

Transfer Certificate of Title No.:

4234

Location:

Brgy Matica-a, Ormoc

- 2. The Contract Price is EIGHT HUNDRED PESOS (PHP 800.00) per square meter or the total sum of FOUR MILLION FIVE HUNDRED TWENTY FOUR THOUSAND PESOS (Php 4,524,000.00) for FIVE THOUSAND SIX HUNDRED FIFTY FIVE (5,655) SQUARE METERS of the property net of capital gains taxes, documentary stamp taxes, notarial fee, registration fee and all expenses necessary and incidental to the transfer of the titles of the property to the name of the VENDEE.
- 3. The property to be acquired by the VENDEE is that identified as Lot Nos. 8702-E and 8702-F, as indicated in the Sketch Plan attached as Annex "A" and made an integral part hereof and further referred to in the Extrajudicial Settlement and Partition Among Heirs with Sale over the estate of Julian Aligway and Apolinaria Tajor Aligway, dated April 14, 2010 attached as Annex "B" and likewise made an integral part hereof;
- 4. The consideration of this Contract shall be paid in accordance with the following schedule:
 - a. That upon signing of this Contract, the VENDEE shall process the disbursement voucher(s) for the release of the amount due under this contract, in accordance with the following schedule of payment:

TRANCHE	DATE OF PAYMENT	AMOUNT TO BE PAID		
1st		Php 2,000,000.00		
2 nd		Php 2,000,000.00		
3rd		Php 1,524,000.00		

 Upon receipt of the 2nd tranche of the Contract Price, the VENDORS shall sign and execute a Deed of Absolute Sale over the property subject of this contract in favor of the VENDEE, and the acknowledgment receipt of total amount;

Upon execution of the Deed of Absolute Sale, the VENDEE shall pay capital gains and documentary stamp taxes on the sale and disposition of the property. Upon release to the VENDEE of the E- Certificate Authorizing Registration (ECAR) issued by the BIR on the sale of a portion of the interests of the VENDORS, the owner's copy of the title shall be delivered to the VENDEE to effect the actual transfer of title to the City;

c. The amount for the third (3rd) tranche shall be paid by the VENDEE to the VENDORS after title is transferred to the name of the VENDEE:

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- 5. VENDEE shall entitled to enter and take and possession of the property subject of this agreement, upon execution hereof.
- VENDORS shall provide all the documents necessary for the transfer of the title from the registered owner of the property, to the name of the VENDEE;
- 7. The VENDORS shall distribute the proceeds among themselves as follows: Teresita Cabalejo to the extent of one half (1/2); Beatriz Aligway and Marlon Aligway to the extent of one- fourth each (1/4).
- IN WITNESS WHEREOF, the parties have hereunto affixed their signatures this in Ormoc City.

TERESITA A. CABALEJO

Book No. ____ Series of 2021.

BEATRIZ ALIGWAY

MARLON ALIGWAY LGU-ORMOC CITY By:

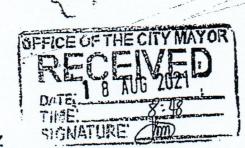
RICHARD I. GOMEZ, DPA

Signed in the presence of and Parties personally known to the witnesses:

ACKNOWLEDGEMENT
Republic of the Philippines) Ormoc City \$\int S.S\$
BEFORE ME, a Notary Public for and in the City of Ormoc, this, 2021 personally appeared the above named persons with their competent identification bearing their signatures and photograph, to wit:
Name Identification Date/Place Issued RICHARD I. GOMEZ TERESITA A. CABALEJO BEATRIZ ALIGWAY MARLON ALIGWAY
Personally known to the witnesses and known to me to be the same persons who executed the foregoing instrument and they acknowledge to me that the same is their free and voluntary act and deed.
This instrument, consisting of two (2) pages, including the page on which this acknowledgement is written, has been signed on the left margin of each and every page thereof by the concerned parties and their witnesses, and sealed with my notarial seal.
WITNESS MY HAND AND SEAL on this day of 2021 at Ormoc City, Leyte.
Doc No; Page No;



August 17, 2021



City Legal Office

2nd Floor New Ormoc City Hall Aunubing St., Cogon, Ormoc City (053) 255 2054 / 560 8050 loc. 1017

MAYOR RICHARD I. GOMEZ Ormoc City

Dear Mayor Gomez:

Respectfully transmitting to your office, the documents pertaining to the acquisition of the lots affected by the proposed Barangay Matica-a Barangay Site.

This office finds nothing objectionable to the offer and recommends that the draft Contract to Buy and Sell be referred to the Sangguniang Panlungsod for the issuance of a Resolution authorizing the City Mayor/ OIC Mayor/ Acting Mayor to sign the Contract to Buy and Sell, and the Deed of Absolute Sale subsequent thereto and upon compliance with all of the conditions set forth in the former, upon submission of the needed documents, and subject to the availability of funds.

- I. FOR LOTS Nos. 8702-A and 8702-E
 - a. Transfer Certificate of Title No. 121-4234
 - b. Extrajudicial Settlement and Partition Among Heirs with Sale;
 - c. Certificate Authorizing Registration No. eCR201800207325; and
 - d. Draft Contract to Buy and Sell.
- II. FOR LOT No. 8697
 - a. Transfer Certificate of Title No. 9468 (certified copy on file with this office);
 - b. Extrajudicial Settlement of the Estate of the Late Ciriaco Diasolo and Quintillana Arcayos (to show the bairs of the registered owners and the extent of the share of Ma. Cristina Diasolo);
 - c. Draft Contract to Buy and Sell .
- III. COMMON TO ALL LOTS.
 - a Sketch Plan of Lot 8702-A Lot 8702-E and Lot 8697;
 - b. Appraisal Report.

For the consideration of the Honorable City Mayor.

Respectfully yours,

JOSEPHINE A. MEJIA- ROMERO

Copy furnished:

PB, Barangay Matica-a, Ormoc city



A Company of the Comp

Colagales Icselip Wignery physleth & they

F.

KNOW ALL ME BY THESE PRESENTS:

This EXTRAJUDICIAL SETTLEMENT AND PARTITION AMONG HEIRS WITH SALE made and executed by and between:

TERESITA A. CABALEJO, of legal age, Filipino, widow and a resident of Brgy. Matica-a, Ormoc City, Philippines;

ELIZABETH A. PEREZ, of legal age, Filipino, married to Rodrigo Perez and a resident of Brgy. Matica-a, Ormoc City, Philippines,

MINDA Z. SAGALES, of legal age, Filipino, married to Jose Sagales and a resident of Brgy. Matica-a, Onnoc City, Philippines,

JOSELITO M. ALIGWAY, of legal age, Filipmo, single and a resident of Brgy. Matica-a. Ormoc City, Philippines,

ROBERTO MALIGWAY, of legal age, Filipino, single and a resident of Brgy. Matica-a, Philippines;

BEATRIZ ALIGWAY, of legal age, Filipino, single and a resident of Brgy. Matica-a, Ormoc City, Philippines;

MARLON ALIGWAY, 15 years of age, Filipino, single and a resident of Brgy. Matica-a, Ormoc City, Philippines, represented herein by his natural guardian BEATRIZ ALIGWAY; do hereby FREELY VOLUNTARILY and SPONTANEOUSLY:

DECY ARE AND MAKE MANIFEST: THAT

We are the surviving compulsory heirs of the late spouses JULIAN ALIGWAY and APOLINARIA JAJOR ALIGWAY, being the children and grandchildren, who survived the said deceased spouses;

The said JULIAN ALIGWAY died on June 27, 1967 in Ormoc City and APOLINARIA TAJOR ALIGWAY, died on January 19, 2000 in Ormoc City, respectively,

The said deceased late spouses JULIAN ALIGWAY and APOLINARIA TAJOR ALIGWAY died without leaving any will and testament.

To the best of our knowledge the said deceased spouses left no debts;

The said deceased spouses JULIAN ALIGWAY and APOLINARIA TAJOR ALIGWAY died leaving an estate of the following properties:

Parcel I

"A parcel of land (Lot 8702 of the Cadastral Survey of Ormoc), situated in the Barrio of Valencia, Municipality of Ormoc. Bounded on the x x x. City of x. Containing an area of MINETEEN Ormoc. Bounded on the x x THOUSAND TWO HUNDRED THIRTY NINE (19,239) SQ. METERS, more or less, covered by Transfer Certificate of Title No. 4234 in the Office of the Registry of Deeds for the Ormoc City."

Barquedicial Settlement and partition with Sale P 2 Heirs of Julian & Adinaria Alignay

Parcel II

"A parcel of land (Lot 8707-N of the Cadastral Survey of Ormoc), situated in the Barrio of Valencia, Municipality of Onnoc. Bounded on the x x x. City of x. Containing an area of SIX HUNDRED Ormoc. Bounded on the x x (672) SQ. METERS, more or less, covered by Tax SEVENTY TWO Declaration No. 00059-00013 in the Office of the Registry of Deeds for the Ormoc City."

Parcel III

"A parcel of land (Lot 8707-Q-3-A of the subdivision plan, Psd-08-002986, being a portion of Lot 8707-Q-3 described on subdivision plan (LRC) Psd-276459, L.R.C. Cad. Rec. No. 1795), situated in the Barrio of Matica-a, City of Ormoc. Bounded on the x x x. City of Ormoc. Bounded on the x x x. Containing an area of NINE THOUSAND EIGHT HUNDRED SEVENTY THREE (9,873) SQ. METERS, more or less, covered by Transfer Certificate of Title No. 20560 in the Office of the Registry of Deeds for the Ornoc City."

Residential House

One (1) unit residential building erected on Lot No. 8707-Part."

We, the parties of this extraindicial settlement have agreed, as we do hereby agree, to DIVIDE, SETTLE and DISTRIBUTE among ourselves the aforesaid estate of spouses JULIAN ALIGWAY and APOLIMARIA TAJOR ALIGWAY, as follows:

TO TERESITA A. CAPALEJO

To ELIZABETH A. PEREZ

ONE-FIFTH (1/5) SHARE of Lot 8707-N, Lot 8707-Q-3-A and residential building

Lot 8702-F

Area: 3,770 sq. meters

ONE-FIFTH (1/5) SHARE of Lot 8707-N, Lot 8707-Q-3-A and residential building

Lot 8702-B

Area: 3,770 sq. meters

ONE-FIFTH (1/5) SHARE of Lot 8707-N, Lot 8707-Q-3-A and residential building

Lot.8702-D

Area: 3,770 sq. meters

ONE-TENTH (1/10) SHARE of Lat 8707-N, Lat 8707-Q-3-A and residential building

One-half (1/2) share of Lot 8702-B

Area: 1,885 sq. meters

To LUZ MINDA Z. SAGALES

To JOSELITO M. ALIGWAY

Bargudicial Settlement and partition with Sale F/3Heirs of Julian & Adinaria Aligway

To ROBERTO M. ALIGWAY

ONE-TENTH (1/10) SHARE of Lot 8707-N, Lot 8707-Q-3-A and residential building

One-half (1/2) share of Lot 8702-B

Area: 1,885 sq. meters

To BEATRIZ ALIGWAY

ONE-TENTH (1/10) SHARE of Lot 8707-N, Lot 8707-Q-3-A and residential building

One-half (1/2) share of Lot 8702E

Area: 1,885 sq. meters

To MARLON ALIGWAY

ONE-TENTH (1/10) SHARE of Lot 8707-N, Lot 8707-Q-3-A and residential building

One-half (1/2) share of Lot 8702-E

Area: 1,885 sq. meters

Lot 8702-A

Area: 389 sq. meters

To Road Lat -

SALE

That we, JOSELITO M. ALIGWAY and ROBERTO M. ALIGWAY, with personal circumstances already stated above, for and in consideration of the sum of ONE HUPDRED THOUSAND pesos (P100,000.00) Philippine, to us in hand paid to our complete and entire satisfaction by RONALDO A. PEREZ and MURIEL CERVANTES PEREZ, both of legal ages, Filipinos, spouses and both residents of Brgy. Matica-a, Ormoc City, Philippines, by these presents, do hereby SALE, CEDE, FOREGO and TRANSFER absolutely and unconditionally our respective shares, rights, interest, ownership and participation over the said portion known as Lot 8702-C with an area of THREE THOUSAND SEVEN HUNDRED SEVENTY (3,770) SQUARE METERS of the above-described parcel of land (Parcel I - Lot 8702) unto the said spouses RONALDO A. PEREZ and MURIEL CERVANTES PEREZ, their heirs, assigns and successors of which we inherited from the above-named deceased spouses, free from all liens and encumbrances whatsoever.

Spayoles Ics IIIn Alignon physleth A. May

Banquelicial Settlement and partition with Sale P4 Heirs of Julian & Adinaria Alignay

IN WITNESS WHEREOF, we have hereunto set our hands then 1 4 2010 of April, 2010 at Onnoc City, Philippines.

TERESITA A. CABALEJO

Heir

LUZ

Heir

Heir-Vendor

JOSELITO M. ALIGWAY

Heir-Vendor

SIGNED IN THE PRESENCE OF AND THE HEIRS PERSONALLY KNOWN TO THE WITNESSES:

Brgy. Batuan, Ormoc City

ARLENE Y. BANTASAN Agua Dulce St., Ormoc City

REPUBLIC OF THE PHYLIPPINES) CITY OF ORMOC

BEFORE ME, a Notary Public for and in the Cities of Ormoc and Tacloban and for the Province of Leyte, personally appeared:

<u>Name</u>	Com. Tax Cert. No.	Date/Place Issued
TERESITA A. CABALEJO	12501768	10/16/09, Kananga, Leyte
ELIZABETH A. PEREZ	07808044	1/09/10, Ormoc City
LUZ MINDA Z. SAGALES	29912892	1/29/10, Ormoc City
JOSELITO M. ALIGWAY	34721461	4/14/10, Ormoc City
ROBERTO M. ALIGWAY	34721462	4/14/10, Ormoc City

and all acknowledged by the instrument witnesses to be known personally by them as very same persons who executed the foregoing instrument and said heirs affixed their signatures in my presence and also signed the document in my presence and acknowledged to me that the same is their free act and voluntary deed.

WITNESS MY HAND AND SEAL on the date and place first above-written.

Doc. No. Page No.

Book No. COXO

Series of 2010.

ATTY. NICOLAS & WAGLASANO
NC VARY PUBLICUNTIL DEGENEER 34 2011
PTR NO. 27961800RNUC DIFY 1705/10
ROLL NO. 4/1254
IBP NO. 771294 LEYTB CHAPTER V 5/10
TIN NO. 153-545-298

REPUBLIC OF THE PHILIPPINES DEPARTMENT OF JUSTICE Land Registration Authority QUEZON CITY Registry of Deeds for Ormoc City



Transfer Certificate of Title

THEW OWNER'S DUPLICATE . NEW OWNER'S DUPLICATE . NEW OWNER'S DUPLICATE . NEW OWNER'S DUPLICATE

No.() 121-4234

IT IS HEREBY CERTIFIED that certain land situated in BARRIO OF VALENCIA, MUNICIPALITY OF ORMOC, bounded and described as follows: A PARCEL OF LAND (LOT NO. 8702 OF THE CADASTRAL SURVEY OF ORMOC), SITUATED IN THE BARRIO OF VALENCIA, MUNICIPALITY OF ORMOC. BOUNDED ON THE NE. BY A ROAD AND LOT NO. 8697; ON THE SE. BY LOT NO. 8687; ON THE SW. BY LOT NO. 8686; AND ON THE NW. BY LOT NO. 8701. BEGINNING AT A (Continued on next page)

is registered in accordance with the provision of Registration Decree in the name of

JULIAN ALIGWAY, OF LEGAL AGE, MARRIED TO APOLINARIA TAJOR, FILIPINO

Address: BO. MATICAA, ORMOĆ CITY, LEYTE, PHILIPPINES

as owner thereof in fee simple, subject to such of the encumbrances mentioned in Section 44 of said Decree as may be subsisting.

IT IS FURTHER CERTIFIED that said land was originally registered as follows:

Case No.:

Orig. Reg. Date: 02 19 1340 Original RD : LEYTE PROVINCE

Volume No.: 111 Original Owner: Record No.:1795 Decree No.: 715661 OCT No.: OCT-RO-56 (27464) Page No.:

This certificate is a transfer from ORIGINAL CERTIFICATE OF TITLE RO-56 (27464) by virtue hereof in so far as the above-described land is concerned.

Entered at Ormoc City, Philippines on the 5th day of JULY 1962.

Judicially Reconstituted pursuant to R.A. 26 in relation to P.D.

Attested by:

(3GD.)





TCT No.: () 121-4234 ப் Page No.: 2



Page No.: 2

TECHNICAL DESCRIPTION (Continued from page 1)

TECHNICAL DESCRIPTION (Continued from page 1)

POINT MARKED "1" ON PIAN, BEING S. 84 DEG. 54' E., 488.66 M. FROM
POINT MARKED "1" ON PIAN, BEING S. 84 DEG. 54' E., 92.07 M. TO POINT 2; THENCE
B.L.L.M. NO. 196; THENCE S. 24 DEG. 23' E., 92.07 M. TO POINT 2; THENCE
S. 85 DEG. 11'W., 70.85'-M. TO POINT 3; THENCE S. 67 DEG. 26' W., 62.44

S. 85 DEG. 11'W., 70.85'-M. TO POINT 3; THENCE S. 67 DEG. 15' W., 85.77 M.

No. TO POINT 4; THENCE N. 60 DEG. 40' W., 28.94 M. TO POINT 5; THENCE S.

TO POINT 7; THENCE N. 66 DEG. 20' E., 160.70 M. TO POINT 8; THENCE S.

TO POINT 7; THENCE N. 66 DEG. 20' E., 160.70 M. TO POINT 8; THENCE S.

TO POINT 7; THENCE N. 66 DEG. 20' E., 160.70 M. TO POINT 8; THENCE S.

TO THE POINT OF BEGINNING; CONTAINING AN AREA OF NINETEEN THOUSAND TWO
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TO THE POINT OF BEGINNING; CONTAINING AN AREA OF NINETEEN THOUSAND TWO HUNDRED AND THIRTY-NINE (19,239) SQUARE METERS MORE OR LESS. ALL POINTS REFERRED TO ARE INDICATED ON THE PLAN; BEARINGS TRUE; DECLINATION 1 DEG. 09' E., DATE OF SURVEY, AUGUST, 1928 - JUNE, 1935.





TCT No.: () 121-4234

n Page No.: 3

MEMORANDUM OF ENCUMBRANCES

: SUBJECT TO THE LIABILITIES IMPOSED BY SECTION 4 OF THE RULES OF COURT, RULE 74, IN FAVOR OF ANY OTHER POSSIBLE, HEIRS OR CREDITORS WHO HAD BEEN DEPRIVED OF THEIR LAWFUL PARTICIPATION OF THE ESTATE OF THE DECEASED FOR A PERIOD OF TWO, (2) YEARS FROM THE DATE OF DISTRIBUTION.

: "PURSUANT TO SECTION 7 OF REPUBLIC ACT NO. 26, THIS CERTIFICATE OF TITLE, THE ORIGINAL OF WHICH HAS BEEN ADMINISTRATIVELY RECONSTITUTED, IS WITHOUT PRJUDICE TO ANY PARTY WHOSE RIGHT OR INTEREST IN THE PROPERTY WAS DULY NOTED ON SAID ORIGINAL COPY AT THE TIME IT WAS LOST OR DESTROYED.

(SGD) GIL V. MARIBAO, REG. OF DEEDS

: ENTRY NO. 16627: KIND: PETITION: IN FAVOR OF : JULIAN ALEGUARY: CONDITIONS: CANCELLING THE THO YEARS LIEN IN FAVOR OF OTHER POSSIBLE HEIRS OR CREDITORS, THE PERIOD OF TWO YEARS HAS ALREADY ELAPSE. SEE DOC. ON FILE. DATE OF INSTRUMENT: FEB. 18, 1965; DATE OF INSCRIPTION: FEB. 18, 1965 AT 3:40 P.M.

(SGD) ANTONIO C. SUMALJAG, REG. OF DEEDS

: ENTRY NO. 16628: KIND: R.E. MORTGAGE: IN FAVOR OF: PHIL. NATIONAL BANK: CONDITIONS: THE PARCEL OF LAND DECRIBED IN THIS CERTIFICATE OF TITLE IS MORTGAGE TO THE PHIL. NATIONAL BANK FOR FOUR HUNDRED PESOS (PHP400.00). EXECUTED BEFORE NOTARY PUBLIC, BRUNO A. VILLANOR, AS DOC. NO. S10, PAGE NO. 97; BOOK NO. XII, SERIES OF 1965. SEE DOC. ON FILE. DATE OF INSTRUMENT: FEB. 18, 1965; DATE OF INSCRIPTION: FEB. 18, 1965 AT 3:45 P.M.

(SGD) ANTONIO C. SUMALJAG, REG. OF DEEDS

ENTRY NO. 28517: KIND": AFF. OF ADVERSE CLAIM: IN FAVOR OF: VALENTINA BANDALAN; CONDITIONS: THAT VALENTINA BANDALAN HAS ADVERSE CLAIM CONSISTING OF LEASEHOLD RIGHTS OVER THE PARCEL OF LAND DESCRIBED IN THIS CERTIFICATE OF TITLE, FOR THREE (3) CROP YEARS BEGINNING WITH THE CROP YEAR 1969-70 AT PHP475.00 RENTAL FOR THE ENTIRE PERIOD, THAT IS UP TO CROP YEAR 1971-72, EVIDENCED BY DOC. NO. 346; PAGE NO. 91; BOOK NO. X; SERIES OF 1969 OF THE NOTARIAL REGISTER OF ATTY. VICENTE C. RODRIGUEZ. SEE DOC. ON FILE. EXECUTED BEFORE NOTARY PUBLIC, VICENTE C. RODRIGUEZ, AS DOC. NO. 1158; PAGE NO. 52; BOOK NO. XII; SERIES OF 1969. DATE OF INSTRUMENT: NOV. 18, 1969; DATE OF INSCRIPTION: NOV. 19, 1969 AT 11;30 A.M.

(SGD) GUILLERMO T. PARRILLA, REG. OF DEEDS

: ENTRY NO. 38981: RELEASE OF MORTGAGE: IN FAVOR OF: JULIAN ALIGWAY: CONDITIONS: CANCELLING THE MORTGAGE UNDER ENTRY NO. 16628 FOR THE REASON THAT THE AMOUNT OF PHP400.00 HAD BEEN FULL PAID. EXECUTED BEFORE NOTARY PUBLIC EMILIO C. PENSERGA, DOC. NO. 902; PAGE 45; BOOK XXVIII, SERIES 1969. DATE OF INSTRUMENT: NOVEMBER





TCT No.: () 121-4234

un Page No.: 4

18, 1969. DATE OF INSCRIPTION: JULY 31, 1973 AT 11;05 A.M.

(SGD) GUILLERMO T. PARRILLA, REG. OF DEEDS

: ENTRY NO. 39070: R.E. MORTGAGE: IN FAVOR OF: RURAL BANK OF ORMOC CITY, INC.: CONDITIONS: THE PARCEL OF LAND DESCRIBED IN THIS CERTIFICATE OF TITLE IN MORTGAGE TO RURAL BANK OF ORMOC CITY, INC. FOR TWO THOUSAND PESOS ONLY (PHP2,000.00). EXECUTED BEFORE NOTARY PUBLIC, BRUNO A. VILLAMOR, DOC. 473; PAGE 94; BOOK XXVI, SERIES 1973. DATE OF INSTRUMENT: AUG. 6, 1973. DATE OF INSCRIPTION: AUG. 06, 1973 AT 2:45 P.M.

(SGD) GUILLERMO T. PARRILLA, REG. OF DEEDS

Entry No.: 2019000415

Date: March 11, 2019 - 64:39:48PM

AFFIDAVIT OF LOSS : EXECUTED BY ELIZABETH A. PEREZ, ATTESTING THAT THE OWNERS DUPLICATE OF TITLE WAS LOST. IN ACCORDANCE WITH DOC. NO. 173; PAGE NO. 35; BOOK NO. XIII; SERIES OF 2019; OF NOTARY PUBLIC OF ORMOC CITY; ATTY. JOSE RENANTE R. TERRE; DATED MARCH 05, 2019.

(SGD.) Atty. Cleto L. Evangelista, jr Register of Deeds

Atty. Cleto. L. Evangelista, Register of Deeds

Entry No.: 2019001790

Date:October 30,2019 10:06:59AM ,,

ISSUANCE OF NEW OWNER'S DUFLICATE COPY OF TITLE : A NEW OWNER'S DUFLICATE WAS ASSUED BY VIRTUE OF A COURT ORDER BY JUDGE FRANCISCO C. GEDORIO, JR. OF RTC OF ORMOC CITY, BRANCH 12, DATED DECEMBER 09. 1995 09, 1995

Evangelista, jr. Atty. Cleto Register of Deeds

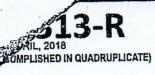
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TCT No.:121-4234 Page No.: 1 MEM

NO.: 2019001855 MEMORANDUM OF ENCUMBRANCES Date: November 08, 2019 12:18:59PM CANCELLATION: OF REAL ESTATE MORTGAGE ANNOTATED UNDER ENTRY NO. 39070, IN ACCORDANCE WITH DOC. NO. 99; PAGE NO. 20; BOOK NO. VII; SERIES OF 2017; OF NOTARY: PUBLIC OF ORMOC CITY; ATTY. JOSE RENANTE R. TERRE; DATED JULY 17, 2017. Atty. Cleto L. Evange Nista, jr. Register of Deeds

P



REPUBLIC OF THE PHILIPPINES DEPARTMENT OF FINANCE BUREAU OF INTERNAL REVENUE



ORIGINAL

CERTIFICATE AUTHORIZING REGISTRATION (CAR) (For Transaction Involving Transfer of Real Properties)

eCAR No: C-2019-089-019974-M

Taxpayer - For Presentation to Registry of Plands Assass of the property/ies described herein, is subject to Estate

NAME OF DECEDENT/ESTATE	TIN	1	ADDRI	SS	 			4
ESTATE OF JULIAN BACUS ALIGWAY	435-284-682-000	MATICA-A DRMDG CITY						4
ESTATE OF APOLINARIA TAJOR ALIGWAY	435-284-481-000	MATICAA ORMOC CITY						4
XXXXXX	XXXXXXX	XXXXXX			 +;		-	4
					 -			+
					 	-		井

NAME OF HEIR(S)	TIN	ADDRESS
ELIZABETH ALIGWAY PEREZ	141-208-206-000	ADRIATICO MALATE MANILA
LUZMINDA ALIGWAY SAGALES	127-676-129-000	BRGY, MATICA-A ORMOC CITY
JOSELITO MAGALLANES ALIGWAY	758-278-887-000	ERGY, MATICA-A ORMOC CITY
TERESITA ALIGWAY CADALEJO	141-205-308-000	ACCTING DIVISION IN ADRIATICO ST MALATE MANILA
ROBERTO M ALIGWAY	292-974-233-000	MATICA-A ORMOC CITY

Description of Property(ies): Selling Price Substituted Basis OCT/ Market Vol BIR Val Arca Tax Dec No. Location Class **Particulars** per Tax Dec. (sq. m.) CCT No. MATICA-A ORMOC CIT 0.00 4234 00059-00012 LAND 9.619.50 AIR XXXXXX XXXXXX XXXXXX XXXXXX XXXXXX XXXXXX XXXXXX XXXXXX

Date of Death:

June 27, 1996

231,009.75

D	etai	ls	of	Pa	ym	en	t:

Kind of Tax	Date of Paymen	ECS/ RAV	Bank/RCO Code	Validation No.	almatine	Penalties	Total
ESTATE TAX	11/22/2019	40032333	2.B75- ORMOC 015091		P 1,550.49	15,287.62	P 18,838.11
XXXXXX	XXXXXXXX	XXXXXX	XXXXXX 4-14	· XXXXXXX	XXXXXX	XXXXXXX	XXXXXXX
			1 1920 14	11、11年後、		1	
				二十二年 一年			
			1	21, 17	1		

This transaction was processed by Revenue Officer JAYROSE EVE A CASIS under Group Supervisor KEN A. ABALOS and the taxes due thereon have been paid as indicated above. Accordingly, the concerned Offices may effect transfer of the subject property/ies.

This Certificate, which is 2nd of 3 certificate(s) under Transaction No. T-2019-089-016870-M, is issued for registration purposes only, pursuant to the requirements of the NIRC, as amended. The Bureau, however, is not precluded from assessing and collecting any deficiency internal revenue tax. (es) that may be found due from the taxpayer after review/investigation.

Issued at Ormoc City, Philippines, this 11th day of December, 2019

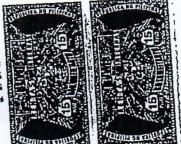
THIS CERTIFICATE IS VALID FOR FIVE (5) YEARS FROM THE DATE OF ISSUE.

Manner of Issuance: ORIGINALLY ISSUED

Certification fee: P 100.00 ROR/OR No.: ACF2013 00453806

Date of Payment: November 22, 2019

Reason: -Not Applicable-





CAESAR R. DULAY Commissioner o

. CU AUTHORIZED REVIAUE OFFICIAL

RDO No. 089 - Ormoc City RR. No. 14 - Tacloban City

AND REGISTRATION AUTHORITY CCV FORM iunofficialicory, if not inibliue icolorfier

Januara, Fr. & No. 250 (Bevised September, 1974)

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REPUBLIC OF THE PHILIPPINES DEPARTMENT OF JUSTICE

Land Registration Commission REGISTRY OF DEEDS FOR THE

Transfer Certificate of Title

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bounded and described as follows

A pursel of land (Let No. 6697 of the C dastral Survey of Ornes), with the buildings and improvements thereon, situated in the Exric of Valencia, Mantenality of Ornes bounded on the No. by a read; on the No. by Let No. 6687; and on the No. and No. by Let No. 6687; and on the No. and No. by Let No. Legiming at a point marked "I" on plan, being S. 80 cos. " E., A88.66 in from H. L. L. N. No. 196; thence N. 65 deg. No. E., 6.81 in to point 2; thence N. 2 deg. Of N. 201.07 in to point 3; thence S. 41 deg. 55° N., 180.04 in. to point 4; thence S. M. deg. 15° N., 102.01 in to the point of beginning; centaining an awar of visitors themain five hundred and thirteen (16.513) square meters ners or less. All points referred to me indicated on the plan; bearings true; declination 1 deg. 07° N., date of survey. August. 1971 - sure, 1935.

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Represented to Office of the Register of Deed of the Grane Control of Title N 35974

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This is a Certified True Copy of TCT 9468 on file at Registry of Deeds of Ormoc City. This consists of 4 page(s) and does not require a manually affixed signature pursuant to R.A. No. 8792. Printed at Registry of Deeds of Ormoc City. Requested By: CITY LEGAL OFFICE.

Ref. No.: 2021004225 OR No. : 1022859326 Date : 06/28/2021 OR Date : Jun 24 2021 : 09:01:04 AM Amt. Paid: 225.35

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GOVERNMENT

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LAND REGISTRATION AUTHORITY CCV FORW

MEMORANDUM OF ENCUMBRANCES

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THE LAND OWNER IS REMINDED TO UPGRADE THIS PAPER TITLE TO A COMPUTERIZED TITLE OR CTITLE (PREVIOUSLY CALLED eTITLE) TO ENABLE THE COMPUTERIZATION OF HIS/HER REGISTRY TRANSACTIONS.

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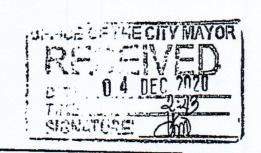
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REPUBLIC OF THE PHILIPPINES ORMOC CITY



12/4/M

MEMORANDUM:

FOR:

HON. RICHARD I. GOMEZ

City Mayor Ormoc City

FROM:

APPRAISAL COMMITTEE

Composed of the City Assessor, City Engineer and City

Planning and Development Officer

SUBUECT:

APPRAISAL REPORT

Lot 8702, Ormoc Cadastre situated in Barangay Maticaa, Ormoc City

DATE

December 2, 2020

GENERAL

The term Fair Market Value is defined as the estimated amount for which property should exchange on the date of valuation after proper marketing wherein the parties had each acted knowledgeably, prudently, and without compulsion.

in this definition it is assumed that any transaction shall be based on cash or its equivalent consideration. This price which the property would fetch if offered for sale in the open market would undoubtedly be affected, should the sale be on terms, whether favorable or unfavorable.

It is further assumed that the titles to the property is good, marketable and free from liens and encumbrances, and that fee simple ownership is transferable.

The rights appraised in this report are the property rights in fee simple, free and clear. Fee Simple is defined as the absolute fee without limitation to any particular class of heirs or restrictions but subject to the limitations of eminent domain, escheat, police power and taxation.

11. SCOPE AND PURPOSE OF APPRAISAL

This Appraisal Committee was constituted pursuant to Executive Order No. 56 dated December 10, 2018. It is tasked with the duty to determine the appraise value of a real property owned by Julian Aligway sought to be used by the LGU of Barangay Maticaa for Barangay Government Center.

897/8702-D/8702-E do DI

